

STATE OF CALIFORNIA  
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

Minutes  
5 August 2005  
471st Regular Board Meeting  
11020 Sun Center, Suite 200  
Rancho Cordova, CA 95670

**BOARD MEMBERS PRESENT**

Robert Schneider, Chair, Karl Longley, Vice Chair, Alson Brizard, Lucille Palmer-Byrd, Christopher Cabaldon, Members.

**STAFF PRESENT**

Tom Pinkos, Ken Landau, Jack DelConte, Janice Tanaka, Frances McChesney, David Coupe, Phil Wyels, William Croyle, Brian Newman, Dennis Westcot, Antonia Vorster, Cori Condon, Robert Busby, Duncan Austin, Wendy Cohen, Mark Gowdy, and Pat Vellines

**OTHERS PRESENT**

David Cory, SJ River Exchange Contractors  
Jerry Yoshioka, Contra Costa Health Services  
Sandra Matthews, Lawrence Livermore Lab  
Rebecca Wood, Greg Aghazarian's Office  
Warren Tellefson, CV Clean Water Assoc  
David Cory, SJR Water Quality Mgmt  
Peter Pappas, Gas for Less  
Layla Bohn, Lodi News Sentinel  
Steve Schuabauer, City of Lodi  
Larry Hansen, City of Lodi  
Lori Gualco, Guild Cleaners  
Margaret Dollbaum, City of Lodi  
Krista Clark, ACWA  
Robert Roscoe, Sacto Suburban Water Agency  
Ed Winkler, Sacto Groundwater Authority  
Karna Harrigfeld, NSJWC  
Ed Steffani, NSJWC

John Hewitt, CA Farm Bureau  
Aaron Ferguson, NCWA  
Bill Thomas, San Joaquin Water Coalition  
Nick Pinhey, City of Tracy  
Rita Kapahi, SWRCB  
Ed Kriz, City of Roseville  
Chris Petersen, MWH, Roseville  
Derrick Whitehead, City of Roseville  
Kenneth Glotzbach, City of Roseville  
Eric Hong, DWR  
Mark Rentz, DPR  
Dana Booth, Sacramento County  
Eric Stein, Wine Institute  
Jack Alquist  
Sheri Fox  
Jerry James  
John Church

**EXECUTIVE OFFICER'S REPORT**

Mr. Pinkos reported on the following:

- Irrigated Lands EIR contract has been executed (Item 11)
- Timber Harvest Plant (Item 13). Jim Pedri and he met with the Forest Service regarding public participation in timber harvest plan development.
- Long Term Salt Disposal (Item 23). He has discussed San Joaquin Valley salt drain issues with Board member Longley. Staff is preparing comments on the USBR salinity study report.
- Ballast Water Regulation (Item 24). Bill Jennings had requested regulation of ballast water discharges during the June Public Forum. Staff is working with the State Water Board to clarify legal issues and develop a strategy.
- Dairy Regulation (Item 27). On Monday requests will be mailed to existing dairies for submittal of a Report of Waste Discharge and filing fee.
- Modesto Sewage Spill (Item 33). Staff work on the spill is continuing. A more complete report will be included in a future EO Report.
- Workplan performance reports are included in this EO Report per the Chairman's request.

Mr. Brizard asked when the final Irrigated Lands Monitoring and Reporting Program would be issued (Item 8). Wendy Cohen explained that a couple draft MRPs have already been circulated. The proposed final version has been out for public review and comments have been received. Final changes to the Program will be made, with signature expected next week. Mr. Brizard requested copies of MRP comment letters be sent to Board members.

Mr. Brizard also asked about the status of the Di Minimis Irrigated Lands waiver. Ms. Cohen explained that public outreach is in progress in several counties, and that a public workshop is planned for the December Board meeting. Mr. Brizard expressed concern that valley floor counties were not included in the outreach efforts.

Mr. Longley stated that there are economic ways of dealing with food processing salts (Item 14, no. 6). Salt is a San Joaquin Valley problem. A long-term, in-valley solution is not possible. Mr. Longley urged the Executive Officer to see the direction the State Water Board is proceeding on the salt issue and inform the Board members.

### **BOARD MEMBER COMMUNICATIONS**

Chairman Schneider read a statement regarding the importance of including groundwater in the Irrigated Lands program. Dealing only with surface waters has led to confusion as to who is a “discharger”. Groundwater needs to be addressed in either the waiver renewal or in a parallel process. Staff will provide a report on alternatives for including groundwater in the Irrigated Lands program at the September or October Board meetings.

Karl Longley reported his participation in:

June 29-July 1 - Water Environment Federation & EPA Region 5 Workshop on Biofuels and Manure Management, Chicago IL

July 11 – SWRCB Workshop on Food Processor Issues, Modesto, CA

July 21 – Meeting of Upper Kings River Water Forum, Fresno, CA

July 22 – Delta Keeper Tour, Stockton, CA

July 26 – Met with representatives of the Business, Industry & Government Coalition of the South San Joaquin Valley in Fresno to discuss developing local support to obtain the necessary resources for a credible update, in whole or in part, of the Tulare Lake Basin Plan. I will continue to work with these representatives and like persons to execute the task of developing the necessary resources.

July 28-29 – California Council for Environmental and Economic Balance, Squaw Valley, gave presentation and participated in panel discussion of TMDL Implementation/Trading and Offsets. Other members of the panel included:

Jerry Secundy, Member, State Water Resources Control Board

Rik Rasmussen, State TMDL Coordinator, State Water Resources Control Board

John Bishop, Executive Officer, Los Angeles Regional Water Quality Control Board

Robert Shanks, District Engineer, Department of Water Quality, Sacramento Regional County Sanitation District

Al Brizard attended the Delta tour with Mr. Longley on 22 July.

Chairman Schneider stated that on Tuesday, Dr. Allan Lloyd, CalEPA Director, would host a town hall meeting in Modesto to discuss Central Valley issues.

### **PUBLIC FORUM**

David Corey, San Joaquin River Water Quality Management Group. The Group is preparing a plan for compliance with the Vernalis salinity objectives. 100,000 acres on the West Side is a major focus for potential source control, root zone groundwater management, reverse osmosis treatment, and brine disposal. The work is consistent with an out-of-valley drain which would necessitate salt concentration prior to discharge to the drain. They are also looking at management of wetland discharges, and development of a real time management group. Regarding Dissolved Oxygen in the Deep Water Ship Channel, the Group is looking at Head of Old River Barrier operation to augment flows, Stockton WWTP ammonia removal, other source studies, and establishment of an ongoing forum on the issue. Mr. Brizard

requested a copy of the final report from the Group. Mr. Brizard requested to be placed on the Group's routine contact list.

David Cory, representing the Exchange Contractors, et al., requested that the Board hold a hearing on proposed changes to the Ag Waivers Monitoring and Reporting Program prior to issuance. Some burdens in the proposed program are unwise. The Chair directed that the Executive Officer sign the proposed MRP at his discretion, and that the issue be placed on the next Policy Advisory Committee agenda for discussion.

Warren Tellefson, Central Valley Clean Water Agency, informed the Board of a paper regarding methyl mercury discharges from wastewater treatment plants, and requested assistance from Chris Foe in peer reviewing the paper. Treatment plants produce only 2% - 3% of methyl mercury in the Delta, so no meaningful reduction is possible. He requested that the Region 5 mercury TMDLs follow the policy established in the Region 2 TMDL.

## **UNCONTESTED CALENDAR**

### **OTHER BUSINESS**

#### **Cleanup and Abatement Account Fund Resolutions – *Consideration of Resolutions Supporting Project Funding***

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|---------------------|----|--|
| <b>R5-2005-0108</b> | a. | Southwest Avenue Alternative Water Supply for PCE Impacted Private Domestic Wells, Sacramento County |
| <b>R5-2005-0109</b> | b. | Sierra Laundry Investigation of Public Health Risks from PCE in Groundwater, Sonora, Tuolumne County |

A public hearing was held. No one appeared to contest the proposed resolution.

MOTION: By Mr. Cabaldon, seconded by Mr. Longley to approve the proposed resolution. Unanimously approved.

### **NPDES PERMITS**

#### **Uncontested NPDES Permits**

- a. City of Manteca Wastewater Quality Control Facility, San Joaquin County

A public hearing was held. No one appeared to contest the proposed order.

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|---------------------|---------|---|
| <b>R5-2005-0110</b> | MOTION: | By Mr. Longley, seconded by Mrs. Palmer-Byrd to approve the proposed order. Unanimously approved. |
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### **WASTE DISCHARGE REQUIREMENTS**

#### **Uncontested Change of Name and/or Ownership**

- a. Carneros Energy, Inc., All Leases, McDonald Anticline Oil Field, Kern County
- b. Euclid Packing, Citrus Packinghouse, Tulare County
- c. The Wine Group, Inc., Fresno Winery, Fresno County
- d. Frito-Lay North America, Inc, Chips and Pretzels Mfg, Kern County
- e. Hardrock Construction, Kramer Quarry and Asphalt, Lassen County

A public hearing was held. No one appeared to contest the proposed order.

**R5-2005-0111**

MOTION: By Mr. Longley, seconded by Mr. Brizard to approve the proposed order. Unanimously approved.

### **Uncontested Rescissions**

- a. Regents of the University of California, Lawrence Livermore National Laboratory Site 300, and United States Department of Energy, Eastern General Services Area Groundwater Treatment System, San Joaquin County
- b. California Cedar Products Company, Siskiyou County

A public hearing was held. No one appeared to contest the proposed order.

**R5-2005-0112**

MOTION: By Mr. Longley, seconded by Mr. Cabaldon to approve the proposed order. Unanimously approved.

### **Uncontested Waste Discharge Requirements**

- R5-2005-0113** a. Mitigated Negative Declaration for Bell-Carter Olive Company, Surface Impoundment Closure and Post-Closure Maintenance, Orange Cove, Fresno County
- R5-2005-0114** b. Bell-Carter Olive Company, Surface Impoundment Closure and Post-Closure Maintenance, Orange Cove, Fresno County
- R5-2005-0115** c. Granite Construction Company, Keithly Ranch/Highway 175 Quarry, Lake County
- R5-2005-0116** d. James H. Wheeler and EIE Lambda, LLC, Bridges on the River Restaurant Wastewater Treatment Facility, Sacramento County
- R5-2005-0117** e. City of Rio Vista, Rio Vista Landfill, Class III Landfill, Post-Closure Maintenance and Corrective Action, Solano County
- R5-2005-0118** f. Anderson Landfill, Inc., for Operation and Partial Closure of Anderson Class III Landfill, Shasta County

A public hearing was held. No one appeared to contest the proposed order.

MOTION: By Mr. Longley, seconded by Mr. Cabaldon to approve the proposed order. Unanimously approved.

## **CONTESTED CALENDAR**

### **ENFORCEMENT**

**Mr. Abdul Ghafoor and Mr. Rajbir Sarkaria, former Gas for Less Station, Contra Costa County - Consideration of an Administrative Civil Liability Order**

A public hearing was held. Patricia Vellines presented the staff report. Additional testimony was given by Peter Pappas.

**R5-2005-0104**

MOTION: By Mr. Longley, seconded by Mr. Cabaldon to approve the proposed order. Unanimously approved.

**Lodi Central Plume Area – Consideration of Settlement Agreements with Responsible Parties and Revision of Cleanup and Abatement Order**

A public hearing was held. Duncan Austin presented the staff report. Additional testimony was given by Phil Wyels, Larry Hansen, Steve Schuabauer, and Lori Gualco.

**R5-2005-0105**

MOTION: By Mr. Longley, seconded by Mr. Brizard to approve the proposed resolution. Unanimously approved.

**Adopted Total Maximum Daily Loads for Salt and Boron in the San Joaquin River and Dissolved Oxygen in the Deep Water Ship Channel Portion of the San Joaquin River- *Status Report***

Mary Gowdy presented the staff report. No one appeared to offer other information. This was for the Board's information only. No action was taken.

**Aquifer Storage and Recovery (ASR) Projects - *Consideration of Waiver of Waste Discharge Requirements***

- a. Regulation of ASR Projects in the Central Valley Region, General Strategy
- b. City of Roseville Diamond Creek Well Phase II Demonstration ASR Project, Placer County,

A public hearing was held. Jon Marshack and Mark List presented the staff report. Additional testimony was presented by Derrick Whitehead, Karna Harrigfeld, Krista Clark, Robert Roscoe, Ed Winkler, Nick Penny, and Ed Steffani.

**R5-2005-0106**

MOTION: By Mr. Longley, seconded by Mr. Cabaldon to approve the proposed order. Unanimously approved.

**Conditional Waivers of Waste Discharge Requirements for Discharges From Irrigated Lands Within the Central Valley Region - *Consideration of an Amendment to Resolution No. R5-2003-0105, Attachment B & C***

A public hearing was held. Wendy Cohen presented the staff report. Additional testimony was given by John Hewitt.

**R5-2005-0107**

MOTION: By Mr. Longley, seconded by Mr. Cabaldon to approve the proposed order. Unanimously approved

**The 4/5 June minutes were approved as written.**

The meeting was adjourned at 4:00 p.m. to the September 15/16 regular meeting.